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14
15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT
17 SAN FRANCISCO DIVISION
18

19 FCI USA, INC. and FCI AMERICAS
TECHNOLOGY, INC.,

Case No. C-03-4519 JCS
Complaint filed: October 6, 2003

20 Plaintiffs and Counter Defendants,

21 v.
22 STIPULATION AND [PROPOSED] ORDER
23 FOXCONN ELECTRONICS, INC., and
EXTENDING THE PARTIES' TIME FOR
LTD., EXPERT DEPOSITIONS
24 Defendants and Counter Claimants.

1 The parties herein, by and through their counsel of record, hereby stipulate and
2 agree as follows:

3 WHEREAS the expert discovery deadline in this case is November 25, 2005
4 pursuant the schedule set by the Court in the Scheduling Orders entered in this case;

5 WHEREAS the depositions of expert witnesses cannot be completed in the month
6 of November, due to the schedules of witnesses and counsel;

7 WHEREAS the parties agree that the best solution to their scheduling difficulties
8 is to schedule the depositions of the witnesses who have been designated as experts on technical
9 issues on or before December 9, 2005; the depositions of the witnesses designated as experts on
10 damages issues prior to the end of December 2005; and the depositions of the witnesses
11 designated as experts on practice before the U.S. Patent and Trademark Office prior to the end of
12 January 2006; and

13 WHEREAS the parties agree that the expert deposition schedule above will not
14 disrupt any other deadline set by the Court;

15 NOW, THEREFORE, the parties request that the Court order the following:

16 1. The parties may conduct depositions of the witnesses who have been
17 designated as experts on technical issues on or before December 9, 2005; the depositions of the
18 witnesses designated as experts on damages issues prior to the end of December 2005; and the
19 depositions of the witnesses designated as experts on practice before the U.S. Patent and
20 Trademark Office prior to the end of January 2006;

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2. All other deadlines set by the Court in the Scheduling Orders it has entered
in the case remain in effect.

4 || So stipulated:

6 || Dated: November 11, 2005

/ s /
Alex Chachkes

Attorney for Defendants
FOXCONN ELECTRONICS, INC., and HON
HAI PRECISION INDUSTRY, CO., LTD.

9 || Dated: November 11, 2005

/ s /
Sheila Mortazavi
Attorney for Plaintiffs
FCI USA, INC. and FCI AMERICAS
TECHNOLOGY, INC.,

13 I hereby attest that concurrence in this joint document has been obtained from
14 Sheila Mortazavi, counsel for Plaintiffs.

16 || Dated: November 11, 2005

/ s /

SO ORDERED:

22 || Dated: November 15 , 2005

The Hon. Joseph C. Spero
United States Magistrate Judge